

STATE OF TEXAS §
COUNTIES OF ARANSAS §
SAN PATRICIO AND NUECES §
CITY OF ARANSAS PASS §

On this the 7th day of May, 2012 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Tommy Knight Mayor
Phillip Hyatt Mayor Pro Tempore
James A. Mills Council Member
Ross McElwee Council Member
Vickie Abrego Council Member

ABSENT:

ADMINISTRATIVE
PERSONNEL PRESENT: Allen Lawrence City Attorney
Reggie Winters City Manager
Yvonne Stonebraker City Secretary

ADMINISTRATIVE
PERSONNEL ABSENT:

STAFF PRESENT: Paul Alvarado Public Works Director
Rickie Kilgore Fire Chief
Sandy Roddel Finance Director

OTHERS PRESENT: Donald & Jeanie Brummett, Michael Dallas, Chad Laney, Jim & Alpha Covington, E.J. Menard, Walter Iras, Billy Ellis, Phil & Nell Reynolds, Mike & Jan Moore, Pastor Gene Hale, Randy & Jean Hunter, Rosemary Vega, Colette Walls, Venus Mills, Vickie Torres, Natalie Roach, Jacob Atcher and Patsy Lawrence.

There may have been others present who did not sign in.

- 1. CALL MEETING TO ORDER.**
Mayor Knight called the meeting to order at 7:00 P.M. on May 7, 2012.
- 2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.**
Council Member Abrego gave the Invocation. Mayor Knight led the Pledge of Allegiance to the United States Flag.
- 3. CONSIDER AND ACT ON MINUTES OF APRIL 12 AND APRIL 16, 2012.**
Council Member Mills made a motion to approve the minutes of April 12, and April 16, 2012 with corrections. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.
- 4. PROCLAMATION RECOGNIZING MAY 19 - 25, 2012 AS "NATIONAL SAFE BOATING" WEEK.**
Mayor Knight read the Proclamation recognizing May 19 – 25, 2012 as "National Safe Boating" week.
- 5. PROCLAMATION RECOGNIZING THE MONTH OF MAY AS "MOTORCYCLE SAFETY AND AWARENESS" MONTH.**
Mayor Knight did not read the Proclamation recognizing the month of May as "Motorcycle Safety and Awareness" month due to no one present to accept the proclamation.
- 6. CONSIDER AND ACT ON APPROVING THE REQUEST OF WORD OF GOD CHURCH TO ERECT A SIGN ON THE CORNER OF HWY 361 (SOUTH COMMERCIAL) AND HIGHLAND AVENUE.**

Council Member McElwee made a motion to table the request of Word of God Church to erect a sign on the corner of Hwy 361 (South Commercial) and Highland Avenue. Mayor Pro Tem Hyatt seconded the motion and the motion carried.

7. CONSIDER AND ACT ON ORDINANCE NO. 2012-4006 – AN ORDINANCE OF THE CITY OF ARANSAS PASS, TEXAS, GRANTING A CONDITIONAL USE PERMIT TO MR. DEAN EDDLEBLUTE TO PARK AN RV ON LOTS 2-A & 2-B, BURTON AND DANFORTH SUBDIVISION, ARANSAS PASS, SAN PATRICIO COUNTY, TEXAS, AS A TEMPORARY RESIDENCE DURING CONSTRUCTION OF A HOME FOR A PERIOD OF TWO (2) YEARS, SUBJECT TO CONDITIONS.

Council Member Mills made a motion to approve Ordinance No. 2012-4006 – an Ordinance of the City of Aransas Pass, Texas, granting a Conditional Use Permit to Mr. Dean Eddleblute to park an RV on Lots 2A & 2B, Burton and Danforth Subdivision, Aransas Pass, San Patricio County, Texas, as a temporary residence during construction of a home for a period of two (2) years, subject to conditions. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

8. CONSIDER AND ACT ON APPROVING THE REQUEST OF ROSEMARY VEGA, CEO OF THE ARANSAS PASS CHAMBER OF COMMERCE, FOR THE USE OF THE “SHRIMPOREE GROUNDS”, AND AN ALLOWANCE IN THE CITY’S BUDGET FOR ASSISTANCE OF POLICE PROTECTION AND PUBLIC WORKS SERVICES FOR THE ANNUAL SHRIMPOREE FROM JUNE 7TH (CARNIVAL ONLY), 8TH, 9TH, AND 10TH, 2012.

Council Member McElwee made a motion to approve the request of Rosemary Vega, CEO of the Aransas Pass Chamber of Commerce, for the use of the Shrimpoeree Grounds, and an allowance in the City’s budget for assistance of police protection and public works services for the annual Shrimpoeree from June 7th (carnival only) 8th, 9th, and 10th, 2012. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

9. CONSIDER AND ACT ON APPROVING THE REQUEST OF PROJECT GRADUATION FOR USE OF THE AQUATIC CENTER ON FRIDAY, JUNE 1, 2012 FROM MIDNIGHT UNTIL 2 A.M., LIFEGUARDS INCLUDED, FREE OF CHARGE.

Council Member Abrego made a motion to approve the request of Project Graduation for use of the Aquatic Center on Friday, June 1, 2012 from midnight until 2 A.M., life guards included, free of charge. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

10. CONSIDER AND ACT ON APPROVING REQUEST OF ARANSAS PASS FOR YOUTH, INC. FOR FREE ENTRY INTO AQUATIC CENTER DURING THEIR SUMMER PROGRAM FROM JUNE 11 – JULY 27, 2012.

Ms. Vickie Torres stated the Aransas Pass for Youth summer program lasts seven (7) weeks and would use the pool on Tuesdays and Fridays during that seven (7) week period.

Council Member McElwee made a motion to approve request of Aransas Pass for Youth, Inc. for free entry into the Aquatic Center during their summer program from June 11 – July 27, 2012. Council Member Mills seconded the motion and the motion carried unanimously.

11. CONSIDER AND ACT ON TAX NOTE 2009 FUND NUMBER 550 BUDGET AMENDMENT NO. 1 FISCAL YEAR 2011-2012 FOR \$72,701.80

Council Member Mills made a motion to approve Tax Note 2009 Fund Number 550 Budget Amendment No. 1 fiscal year 2011-2012 for \$72,701.80. Mayor Pro Tem seconded the motion and the motion carried unanimously.

12. CONSIDER AND ACT ON APPROVING PURCHASE OF AN EXCAVATOR WITH ATTACHMENTS FOR \$66,394.30 AND A TRAILER FOR TOWING EXCAVATOR FOR \$6,307.50 FOR A TOTAL COST OF \$72,701.80.

Council Member Mills made a motion to approve purchase of an excavator with attachment for \$66,394.30 and a trailer for towing excavator for \$6,307.50 for a total cost of \$72,701.80. Council Member Abrego seconded the motion and the motion carried unanimously.

13. CONSIDER AND ACT ON APPROVING A HOST TENT FOR CABELAS TOURNAMENT USING HOTEL/MOTEL TAX MONEY NOT TO EXCEED \$3,000.00 ON CONN BROWN HARBOR.

Council Member Abrego made a motion to approve a host tent for Cabelas Tournament using Hotel/Motel tax money not to exceed \$3,000.00 on Conn Brown Harbor. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

14. CONSIDER AND ACT ON APPROVING REQUEST OF JACOB ATCHER, TREASURER FOR ARANSAS PASS VOLUNTEER FIREMAN RESCUE, TO PURCHASE BUNKER GEAR USING CITY OF ARANSAS PASS' GENERAL FUND.

Council Member McElwee made a motion to table the request of Jacob Atcher, Treasurer for Aransas Pass Volunteer Fireman Rescue, to purchase bunker gear using the City of Aransas Pass' General Fund. Council Member Abrego seconded the motion and the motion carried with Mayor Knight voting yes and Mayor Pro Tem Hyatt and Council Member Mills abstaining from the vote.

15. CITIZENS' COMMENTS.

Mr. Michael Dallas spoke on the condition of his road (W. Myrtle Avenue), requesting the need of road base.

Mr. Mike Moore, Redfish Bay Boathouse, thanked the Mayor and Council for their part in the success of "Rock the Dock" stating next year would be bigger and better.

16. RECESS REGULAR MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.

Mayor Knight recessed the Regular Meeting at 7:40 P.M.

A. SECTION 551.071 - CONSULTATION WITH CITY ATTORNEY – LEGAL MATTERS – CITY OF INGLESIDE VS CITY OF ARANSAS PASS AND OTHER LEGAL MATTERS

B. SECTION 551.072 – DELIBERATIONS REGARDING REAL ESTATE - BAIT SHOP HARBOR LEASE

17. RECONVENE IN REGULAR MEETING AND CONSIDER AND ACT ON FINDINGS OF EXECUTIVE SESSION.

Mayor Knight reconvened the Regular Meeting at 8:40 P.M.

A. SECTION 551.071 - CONSULTATION WITH CITY ATTORNEY – LEGAL MATTERS – CITY OF INGLESIDE VS CITY OF ARANSAS PASS AND OTHER LEGAL MATTERS

No action taken.

B. SECTION 551.072 – DELIBERATIONS REGARDING REAL ESTATE - BAIT SHOP HARBOR LEASE

No action taken.

18. ADJOURNMENT OF MEETING.

Council Member Mills made a motion to adjourn the meeting. Mayor Pro Tem Hyatt seconded the motion and the motion carried unanimously.

Mayor Knight adjourned the meeting at 8:41 P.M.

Tommy Knight, Mayor

ATTEST:

Yvonne Stonebraker, City Secretary